JAU 1646

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Portnoy et al.

Serial No. 09/469,197

Filed: December 21, 1999

For: Intracellular Delivery Vehicles

Group Art Unit: 1646

Examiner: Not yet assigned

Attorney Docket No. B98-039-2

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington,

D.C. 20231 on February 8, 2000

Rebecca Graff

RE STATEMENT UNDER 37 C.F.R. §1.97 (b)

The Assistant Commissioner for Patents Washington D.C. 20231

Dear Commissioner,

In accordance with 37 C.F.R. §1.56, this Information Disclosure Statement is being submitted for the above-referenced application.

Applicant requests the Office to consider this Information Disclosure Statement under 37 C.F.R. §1.97 (b). Accordingly no fees are due for consideration of the items listed on the attached 1449 form.

All of the items listed on the attached 1449 form were cited in the International Search Report (copy attached) from the International Searching Authority in the counterpart PCT application.

In accordance with 37 C.F.R. §1.97 (g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined by 37 C.F.R. §1.56 exists.

In accordance with 37 C.F.R. §1.97 (h) the disclosure contained herein is not intended to constitute an admission that any patent, publication, or other information referred to is "prior art" or "analogous art" for this invention.

The Commissioner is hereby authorized to charge any fees, if necessary, or credit any overpayments to Deposit Account No. 19-0750. (Order No. B98-039-2)

Respectfully submitted,

SCIENCE & TECHNOLOGY LAW GROUP

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